

Message Text

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ORIGIN OES-07

INFO OCT-01 AF-10 ISO-00 /018 R

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R 291817Z MAR 78
FM SECSTATE WASHDC
TO AMEMBASSY BRAZZAVILLE

UNCLAS STATE 080610

E.O. 11652: N/A

TAGS: EFIS, CF

SUBJECT: IMPORTATION OF YELLOWFIN TUNA

REF: (A) BRAZZAVILLE 0242, (C) STATE 278505 OF 11/77

1. AS REQUESTED REFTEL A, REFTEL (C) IS REPEATED FOR
EMBASSY BRAZZAVILLE.

"FOLLOWING IS A REPEAT QUOTE STATE 278505, R211859Z NOV 77
SENT TO HAMILTON, WELLINGTON, LIMA, DAKAR, MADRID,
CARACAS, ACCRA, OTTAWA, SAN JOSE, GUAYAQUIL, TOKYO, MEXICO,
CURACAO, MANAGUA, PANAMA, THE HAGUE, CASABLANCA, PARIS,
COPENHAGEN; E.O. N/A; TAGS: EFIS, CG, NZ, PE, SG, SP,
VE, GH, CA, CS, EC, JA, MX; SUBJECT: EMBARGO ON YELLOWFIN
TUNA.

1. ON OCTOBER 5, 1977, THE DIRECTOR, NATIONAL MARINE FISH-
ERIES SERVICE, NOAA, COMMERCE, ANNOUNCED
EXTENSION OF THE EFFECTIVE DATE OF EMBARGO PROVISIONS OF
U.S. REGULATIONS ON YELLOWFIN AND YELLOWFIN TUNA PRODUCTS
ORIGINATING FROM VESSELS ENGAGED IN THE YELLOWFIN TUNA PURSE
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SEINE FISHERY IN THE EASTERN TROPICAL PACIFIC. AN EMBARGO
ON YELLOWFIN AND YELLOWFIN TUNA PRODUCTS WILL BE EFFECTIVE
JANUARY 1, 1978, IF CONCERNED NATIONS HAVE NOT TAKEN THE

NECESSARY STEPS TO CONFORM TO U.S. REQUIREMENTS.

2. THE FOLLOWING NATIONS WHOSE FLAG VESSELS FISH IN THE

EASTERN TROPICAL PACIFIC HAVE NOT INDICATED ANY INTENT OR DESIRE TO CONFORM TO U.S. REQUIREMENTS: BERMUDA, NEW ZEALAND, PERU, SENEGAL, SPAIN, VENEZUELA, AND GHANA. OFFICIALS OF THESE NATIONS SHOULD BE EXPLICITLY ADVISED THAT NO FURTHER EXTENSION OF THE EFFECTIVE DATE IS CONTEMPLATED. UNLESS THEY TAKE IMMEDIATE AND POSITIVE STEPS TO CONFORM TO U.S. REQUIREMENTS TO PROTECT PORPOISES INVOLVED IN THE FISHING OPERATIONS, ALL, REPEAT ALL YELLOWFIN TUNA AND TUNA PRODUCTS WILL BE EMBARGOED EFFECTIVE JANUARY 1, 1978.

3. THE DIRECTOR, NATIONAL MARINE FISHERIES SERVICE, HAS INDICATED IN THE FEDERAL REGISTER (FR) NOTICE THAT COSTA RICA, PANAMA, AND NICARAGUA HAVE UNDERTAKEN GOOD FAITH EFFORTS TO CONFORM TO U.S. REQUIREMENTS. HOWEVER, ADDITIONAL SUBMISSIONS OF REQUIRED INFORMATION ARE NECESSARY BEFORE THESE THREE NATIONS CAN BE CONSIDERED IN CONFORMANCE. PANAMA (REFTEL PANAMA 7740) HAS REQUESTED TRAINING OF BIOLOGISTS TO FUNCTION AS ON BOARD INSPECTORS OF VESSELS UNDER PANAMANIAN FLAG, AND A U.S. TECHNICIAN TO CONDUCT SEMINARS FOR VESSEL CAPTAINS. THE NATIONAL MARINE FISHERIES SERVICE EXPECTS TO RESPOND FAVORABLY TO THE REQUEST AND CONSIDERS THE REQUEST A SERIOUS EFFORT TO COMPLY. IT IS NECESSARY, HOWEVER, FOR PANAMA TO SUBMIT A FORMAL REQUEST PURSUANT TO U.S. REGULATIONS TO AVOID THE EMBARGO ON JANUARY 1, 1978.

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4. COSTA RICA AND NICARAGUA HAVE ALSO BEEN INVITED TO SEND OBSERVERS FOR TRAINING, AND WILL BE INFORMED OF SCHEDULE IN NEAR FUTURE. NICARAGUA HAS SUBMITTED A FORMAL REQUEST WHICH IS BEING PROCESSED. COSTA RICA MUST SUBMIT A FORMAL REQUEST TO AVOID THE EMBARGO ON JANUARY 1, 1978.

5. THE DIRECTOR, NATIONAL MARINE FISHERIES SERVICE, HAS PUBLISHED NOTICE (FR 10/27/77) THAT YELLOWFIN AND YELLOWFIN TUNA PRODUCTS FROM CANADA, MEXICO, NETHERLANDS ANTILLES, AND ECUADOR MAY BE IMPORTED AFTER JANUARY 1, 1978, BASED ON A FINDING THAT THOSE NATIONS ARE IN SUBSTANTIAL COMPLIANCE WITH U.S. REQUIREMENTS.

6. YELLOWFIN AND YELLOWFIN TUNA PRODUCTS FROM JAPAN AND FRANCE MAY BE IMPORTED AFTER JANUARY 1, 1978, BASED ON A DETERMINATION THAT ALTHOUGH VESSELS FROM THESE NATIONS

HAVE PARTICIPATED IN THE FISHERY IN THE PAST, NEITHER NATION HAS ANY PURSE SEINE VESSELS IN THE EASTERN TROPICAL PACIFIC AT THIS TIME. THIS DETERMINATION IS EFFECTIVE

ONLY SO LONG AS THEIR PURSE SEINE VESSELS ABSTAIN FROM
RE-ENTERING THE FISHERY.

7. NATIONAL MARINE FISHERIES SERVICE OFFICIALS STAND
READY TO EXPLAIN U.S. REQUIREMENTS OR TO ASSIST OFFICIALS
OF NATIONS WHO WISH TO OBTAIN A FAVORABLE FINDING IN
ORDER TO EXPORT YELLOWFIN TUNA. DEPT. OF COMMERCE PROCE-
DURES CALL FOR PUBLICATION OF THE LIST OF NATIONS AFFECTED
BY THE EMBARGO BY DEC. 1, 1977 TO FACILITATE U.S. CUSTOMS
ENFORCEMENT. HABIB UNQUOTE COOPER

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